

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF OHIO**

In re:)	Case No. 19-40267-jpg
)	
California Palms, LLC,)	Chapter 11
)	
Debtor.)	Judge John P. Gustafson
)	

NOTICE OF (I) MOTION OF PENDER CAPITAL ASSET BASED LENDING FUND I, L.P. (A) TO DISMISS THIS CHAPTER 11 PROCEEDING FOR CAUSE; OR, IN THE ALTERNATIVE, (B) FOR RELIEF FROM THE AUTOMATIC STAY [DOC. NO. 20]; AND (II) MOTION OF PENDER CAPITAL ASSET BASED LENDING FUND I, L.P. FOR DETERMINATION THAT DEBTOR CALIFORNIA PALMS, LLC BANKRUPTCY CASE IS A SINGLE ASSET REAL ESTATE CASE PURSUANT TO BANKRUPTCY CODE SECTION 101(51B) [DOC. NO. 21] AND OPPORTUNITY TO OBJECT

Pender Capital Asset Based Lending Fund I, L.P. (“Movant”), by and through its undersigned counsel, hereby gives notice (the “Notice”) of its *Motion of Pender Capital Asset Based Lending Fund I, L.P. (A) to Dismiss this Chapter 11 Proceeding for Cause; or, in the Alternative, (B) for Relief from the Automatic Stay* [Doc. No. 20] (“Dismissal Motion”) and *Motion of Pender Capital Asset Based Lending Fund I, L.P. for Determination that Debtor California Palms, LLC Bankruptcy Case is a Single Asset Real Estate Case pursuant to Bankruptcy Code Section 101(51B)* [Doc. No. 21] (collectively, the “Motions”).

Per the Court’s prior notices, the Court has scheduled a hearing on the Motions for April 22, 2019 at 10:00 a.m.

Your rights may be affected. You should read these papers carefully and discuss them with your attorney, if you have one, in this bankruptcy case. (If you do not have an attorney, you may wish to consult one.) If you do not want the Court to approve the Dismissal Motion, or if you want the Court to consider your views on the Dismissal Motion, pursuant to Local Bankruptcy Rule 9013-1(b), unless otherwise ordered by the Court, **no later than April 12, 2019**, you or your attorney must:

1. File with the Court a written response or an answer, explaining your position at:

Clerk, United States Bankruptcy Court
Northern District of Ohio
10 E Commerce St,

Youngstown, OH 44503

If you mail your response to the Court for filing, you must mail it early enough so the court will receive it on or before the date stated above. All attorneys are required to file pleadings electronically.

2. You must also send a copy to:

Nancy A. Valentine, Esq.
Miller, Canfield, Paddock and Stone, P.L.C.
1100 Superior Avenue East, Suite 1750
Cleveland, Ohio 44114
Phone: (216) 716-5040
(216) 716-5044 (company)
(216) 716-5043
(fax)valentinen@millercanfield.com

Ron Spinner
Miller, Canfield, Paddock and Stone, P.L.C.
150 West Jefferson, Suite 2500
Detroit, Michigan 48226
Phone: (313) 496-7829
Fax: (313)496-8452
spinner@millercanfield.com

Tiiara N. A. Patton
Trial Attorney
United States Department of Justice Office of
the United States Trustee
Howard M. Metzenbaum U.S. Courthouse,
201 Superior Avenue East, Suite 441,
Cleveland, OH 44114
Phone: (216)522-7800
Fax: (216)522-7193
tiiara.patton@usdoj.gov

If you file a response, you must attend the hearing on the Motions scheduled for April 22, 2019 at 10:00 a.m. in Courtroom, U.S. Bankruptcy Court for the Northern District of Ohio, 10 E Commerce St, Youngstown, OH 44503.

If you or your attorney do not take these steps, the Court may decide that you do not oppose the relief sought in the Motions and may enter an order granting that relief.

Dated: April 8, 2019

Respectfully submitted,

/s/ Nancy A. Valentine

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and

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*Attorneys for Pender Capital Asset Based
Lending Fund I, L.P.*

CERTIFICATE OF SERVICE

I hereby certify that on April 8, 2019, a true and correct copy of the foregoing Notice was served upon the following in the manner indicated:

Via the Court's Electronic Case Filing System:
Sebastian Rucci SebRucci@gmail.com
United States Trustee (Registered address)@usdoj.gov
Tiiara N. A. Patton ust401 tiiara.patton@usdoj.gov

And by First Class, U.S. Mail, postage prepaid, on the following as listed on the Debtor's list of its 20 largest unsecured claims:

Hypercore P.O. Box 840964 Dallas, TX 75284-0964	Law Office of Jeff Kurz 42 N. Phelps Street Youngstown, OH 44503-1130	Vonage Business 3200 Windy Hill Rd, St 200 East Atlanta, GA 30339-5640
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AT&T P.O. Box 5019 Carol Stream, IL 60197-5019	Law Off Robert Schuerger 81 S. 5th Street, Suite 400 Columbus, OH 43215-4323	Ohio Edison 76 S. Main Street Akron, OH 44308-1817
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Youngstown Water Dept. P.O. Box 6219 Youngstown, OH 44501-6219	Dominion Energy P.O. Box 26785 Richmond, VA 23261-6785	Law Office of James Vitullo 5232 Nashua Drive Austintown, OH 44515-5122
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Ohio Bureau of Workers'
Compensation
Legal Division/Bankruptcy
Unit
PO Box 15567
Columbus, OH 43215-0567

April 8, 2019

/s/ Nancy A. Valentine
Nancy A. Valentine (0069503)
*One of the Attorneys for Pender Capital Asset
Based Lending Fund I, L.P.*